**IN THE HIGH COURT OF UTTARANCHAL**
**AT NAINITAL**
**ORIGINAL JURISDICTION**

Dated: Nainital: the 4th day of March, 2005
Bail application No. 172 of 2005
**Order on the Bail application of accused**

**CRIMINAL SIDE**

Afsar Ali S/o Sri Asgar Ali
R/o Kidwai Nagar (West Ganj)
P.S. Haldwani
District Nainital … Applicant

Versus

State of Uttaranchal … Opposite Party

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Arising out of case crime no. 60 of 2005
Under Sections 395/412 I.P.C. &
2/3 Gangsters Act
P.S. Tallital
District Nainital

**By the court**

**Hon'ble B.C. Kandpal, J.**

The applicant has applied for bail in case crime No. 60 of 2005, Under Sections 395/412 of I.P.C. & 2/3 Gangsters Act P.S. Tallital, District Nainital.

Heard Sri R.S. Sammal learned counsel for the applicant, learned A.G.A. and perused the record.

Some electric wire is alleged to have been recovered from the possession of the applicant and on the basis of this recover the applicant has been implicated under Gangester Act.

The applicant is in jail since 27.01.2005 and learned A.G.A. could not show any criminal history of the applicant.

Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant Afsar Ali be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

**(B.C. Kandpal, J.)**

04.03.2005
Shiv